IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 19TH NOVEMBER 2007 / 28TH KARTHIKA 1929

Bail Appl..No. 7038 of 2007()

AGAINST THE ORDER IN CMP.8989/07 &
CMP.8988/2007 of J.M.F.C.-II,KOTTARAKKARA
CRIME NO.379/2007 OF POOYAPPALLY POLICE STATION
.....

PETITIONER/ACCUSED

RAJU, S/O. KOCHUKUNJU,
MANUBHAVANIL, KIZHAKKEKARA MURI, VELIYAM VILLAGE,
KOTTARAKKARA.

BY ADV. SRI.K.V.ANIL KUMAR

RESPONDENTS: COMPLAINANT

STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.S.U.NAZAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 19/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

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B.A.No. 7038 of 2007

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Dated this the 19th day of November, 2007

ORDER

Application for regular bail. Petitioner is the 2nd accused . Allegations are raised under the provisions of the Kerala Abkari Act. The petitioner was allegedly found to be in possession of 5 litres of Indian Made Foreign Liquor along with 1st accused who in turn was found to be in his possession 1.5 litres of Indian Made Foreign Liquor on 22.10.2007. The petitioner was arrested and he continues in custody from that date. The learned Public Prosecutor submits that there is no history of any criminal antecedents for the petitioner.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer and I am satisfied that the petitioner can now be enlarged on bail subject to appropriate conditions.

3. In the result, this application is allowed. The petitioner shall be released on bail on the following terms and conditions.

i) The petitioner shall execute a bond for Rs.25,000/- (Rupees twenty five thousand only) with two solvent sureties

each for the like sum to the satisfaction of the learned Magistrate;

ii) The petitioner shall make himself available for interrogation as and when directed by the Investigating Officer in writing to do so.

(R.BASANT, JUDGE)

sj

/TRUE COPY/

P.A.TO JUDGE